

decreed or established in Peru by the different parties;—

Have unanimously declared:—That pursuant to the principles set forth in the Protocol signed by them on the 20th of the present month, they ought as well to discountenance all embargoes as all blockades.

Done in sextuple:—Lima, 27th June, 1844.

(Signed,) T. C. de MOSQUERA,
" T. PICKETT,
" A. Le MOQUE,
" MANOEL CERQUIRA LIMA,
" H. BOSCH SPENCER,
" W. PITT ADAMS.

BY AUTHORITY.

Before His Excellency M. Kekuanao'a, assisted by J. Ricord, Esq., H. H. M. Att'y General.—On appeal from the Inferior Judges.

ANTHONY JENKINS, Plaintiff in Error, vs. The HAWAIIAN GOVERNMENT.

At the Court Room,
Honolulu, Oct. 1, 1844.

The plaintiff in Error had been fined by the court below for adultery \$30, pursuant to section 4, of chap. 34, of the Hawaiian statutes—that being the mitigated part of the penalty, the criminal part having been foreborne to be demanded by the plaintiff's wife. The object of the appeal was to reverse the judgment rendered below, upon an allegation that it was not sustained by sufficient testimony of illicit intercourse. An entirely white jury was drawn from the jury box by the Governor according to the statute. The reason of having an entirely white jury was that no native had a beneficiary interest in the result of the prosecution—the entire fine, if any, accrued to the government;—in other words this was not a quitam action, as in the recent case of John Wiley, where a mixed jury was required by law. There are three kinds of juries provided for by the law "FOR THE REGULATION OF COURTS," chap. 47: in one set of cases entirely white jurors—in another mixed jurors—composed of an equal number of each; and lastly entirely native. The statute was strictly adhered to in this instance. Jenkins paid his fine and deposited \$25 for his jury of appeal. He appeared before the court in person, and by Richard Ford, Esquire, his attorney, who acquitted himself creditably in endeavoring to establish his client's innocence of the charge for which he had been fined;—but all to no purpose. The evidence re-adduced was, if any thing, more convincing than that which, from the record of the Inferior Judges, appeared to have been adduced before them. This was circumstantial, but of such a continuous chain of circumstances, and so apposite to the nature of the offence, which seldom admits of positive demonstration, that the court having instructed the jury that positive proof was not indispensable to conviction, if the circumstances were strong enough in their estimation to warrant a belief in the plaintiff's guilt, they retired, and after an hour of deliberation returned the following verdict:—

"The undersigned would beg to inform the court that they have not had evidence sufficient, as exhibited to day, to warrant them in reversing the decision of the Inferior court.

"In consequence of Mr. Jenkins's late pecuniary embarrassments, and the reformed course which he has lately adopted in abandoning the use of spirits, the jury, anxious to encourage him in his late good resolutions, have respectfully to recommend him to the clemency of the court, in whatever penalties he may have laid himself liable to."

(Signed,) F. W. THOMPSON, (foreman),
" JAMES BASTIAN,
" E. H. BOARDMAN,
" JOHN G. MUNN,
" WILLIAM SHELTON,
" ELI JONES,
" ROBERT D. DAVIS,
" ROBERT LAWRENCE,
" ANDREW AULD,
" A. JOHNSTONE,
" L. C. GRAY,
" DANIEL P. TRUE.

The nature of the evidence which was adduced to the jury cannot be laid before the public. Cases of this kind are never to be spoken of but by their technical names, and therefore the public cannot be fully informed why the Governor refuses to extend the clemency recommended by the jury. His Excellency feels impelled to relax none of the restraints in his power, to put down in this island the moral evils called "adultery," "fornication," "rape," "et id genus omnes." A man may abstain from the evil of intemperance in other respects and yet be incurably licentious: temperate he ought to be and chaste no less. The benevolent recommendations of a jury will never be lost upon His Excellency, who has a difficult and painful duty to perform whenever the natural clemency of his heart is thus appealed to, and it is therefore hoped that those of the community who are called upon to perform the no less painful duty of convicting a delinquent, will only recommend executive clemency in cases of extreme hardship, or in cases extremely penal.

His Excellency, in this instance, will not remit the fine imposed.

Latest Dates.
From London, March 12—Paris, March 10—United States, (New Orleans) May 22, (Boston) April 10—(New-York) April 26—Mazatlan, May 30—Society Islands (Tahiti) Aug. 19. China, Jne. 14.

SHIPPING INTELLIGENCE FOR THE PORT OF HONOLULU.



1844.



ARRIVED.

Sept. 29.—Fr. whale-ship Faune, Defour, Havre; 700 wh. Fr. wh. ship L'Aigle, Morin, do. 1200 wh.
Sept. 30.—Am. whale-ship Splendid, Smith, Edgartown 13 months; 1600 whale this season. Br. brq. Indian, Maughan, London 10 months; 500 sp., 300 this season.

Oct. 1.—Am. whale-ship Hannibal, Brown, New London 11 months; 1800 wh.

Oct. 3.—Am. whale-ship Hope, Heath, Providence; Magnet, Munroe, Warren 16 months; 2400 whale, 2000 lbs. bone.

Oct. 4.—Br. sch. Mary, Shannon, from Maui.—Am. whale-ship George & Martha, Smalley, New Bedford 21 months; 2000 whale. Am. whale-ship Peruvian, Brown, New London 11 1-2 months; 3200 whale. Am. whale-ship Augusta, Davis, New Bedford 26 months; 1300 sperm.

SAILED.

Oct. 2.—Fr. whale-ship Faun, Dufour. Am. brq. Cossack, Delano; to cruise. Fr. whale-ship Gange, Neve; to cruise.

Oct. 3.—U. S. ship Savannah, Armstrong; for Monterey. Fr. whale-ship Eliza, Malherbe; to cruise.

To the politeness of B. PITMAN, Jr. Esq., we are indebted for the following ship news from Hilo:

Sept. 21.—Arr. Am. whale-ship Susan, Russell, Nantucket 33 months; 500 sperm, 500 whale.

Sept. 23.—Am. whale-ship Young Hero, Brock, Nantucket 29 months; 1050 sperm—350 this season.

ADVERTISEMENTS.

Auction Sale.

On MONDAY, (October 7th) at 11 o'clock, A. M., on the premises of Messrs. JAMES ROBINSON & Co., will be sold, by order of J. DUDUIT, Esq., Consul of France,

ABOUT 1200 bbls. whale OIL, just landed from French whale-ship "Ocean," Capt. Coste. Purchasers will be entitled to a certificate from J. Dudoit, Esq., Consul of France, that the Oil is French caught.

Terms.—For all sums under \$100, cash; for sums over 100, approved Notes at 3 months, or endorsed bills on England, France, the United States, or Valparaiso. WILLIAM PATY, Auctioneer, Honolulu, Oct. 5, 1844.

Auction !!!

On SATURDAY, (Oct. 12) at 10 A. M., at the store of C. BREWER & Co.,

WILL BE SOLD—THE BALANCE OF THE SHIP CONGAREE'S CARGO—as follows:

| | |
|------------------------------|-----------------------------|
| 4 bales 3-4 brown Cotton, | 50 doz. White Lead, |
| 4 cases Prints, | 5000 feet Whaler's Oars, |
| 1 case Sheetting, | 22 boxes Crackers, |
| 1 case Canton Flannel, | 1 case Muskets, |
| 1 case Furniture Chintz, | 15 boxes Sperm Candles, |
| 10 cases superior Port Wine, | 60 boxes Codfish, |
| 15 cases Sicily Madeira do, | 2 bbls. bright Varnish, |
| 16 cases salad Oil, | Nests of covered Pails, |
| 5 boxes Loaf Sugar, | 10 bolts Twine Duck, |
| 3000 lbs. Coffee, | 10 bolts Light Ravens, |
| 15,000 long nine Cigars, | 50 lbs. Sail Twine, |
| 20,000 short sixes do, | 1 tierce Rice, |
| 1 box Tobacco, | 10 bbls. Mess Beef, |
| 1 cask Hams, | 10 boxes Tea, |
| 600 lbs. Goshen Butter, | 80 boxes Claret Wine, |
| 3 kegs composition Nails, | 4 bbls. Vinegar, |
| 12 Grindstones, | 1 box Rivets, |
| 1 Ox Cart, | 20 bundles Iron Hoops, |
| 1 cask Glass Ware, | 1 Chain Cable, |
| 200 galls. Linseed Oil, | 15 superior Whale Lines, |
| 200 lbs. Almonds, | 10 Bedsteads (ass'd) |
| 300 lbs. Walnuts, | Lot of wood and Glass Ware, |
| 200 lbs. Filberts, | 5 cases Friction Matches, |
| 3 Anchors, (100 lbs. each) | 2 bbls. Pitch, |
| 20 kegs black Paint, | 1 Glazier's Diamond. |

Oct. 5.

WILLIAM PATY, Auct.

Money Wanted.

WANTED,—The sum of \$7000 for the Repairs and use of Ship Ocean, for which Bills will be given on P. T. MAES & Co., Nantes, and secured on said ship and cargo. Apply to the master, on board; or, to
Honolulu, Oct. 5, 1844. JULES DUDUIT.

Fresh Beef.

THE RECEIVERS of the Estates of Messrs. L. W. FRENCH and F. J. GREENWAY, hereby give notice that they offer to supply ships and families with FRESH BEEF, at the Slaughter House on French's Wharf, under the direction of GEORGE BUSH, at the following prices, viz:—to ships at 5 cents per lb., and to families at 6 cents per lb. Corned Beef can also be obtained on application as above. Oct. 5.

New Goods.

FOR SALE, by E. & H. GRIMES, the following goods, viz:—

132 doz. Madras Handkerchiefs: 5 pieces superfine blue Broadcloth: 80 prs. blue cloth Trousers: 10 do do do: 10 do do Jackets: 20,000 lbs. light brown Sugar: 3 bales Jeans: 3 do. brown Cotton: 5 nests Camphor Trunks: 5 do. Leather do.: (5 each) 2 bbls. Turtle Oil: 12 do. Whale do.: 30 doz. Champagne: 3 tons Sea-Coal: 100 doz. English Ale: 10 M. Manila Cigars, No. 3: 20 M. Havana do: 10 doz. silver steel Scissors: 2 doz. 4 bladed Penknives: 2 cases Stationery (ass'd): 4 cases gents. Brogans: 1 doz. China rattan Chairs: 240 feet 10x12 Glass: 80 Window Sashes, 8x10 and 10x12: 10 bales Wicking: 10 bags Black Pepper: 50 cords Fire-Wood: 6 Pannel Doors: 160 cases Claret (excellent quality): 40 do. Cordials: 96 Guayaquil Hats. Jy 29



Oct. 5.

For Valparaiso.

THE fast-sailing coppered brig DELAWARE will sail with all despatch for the above port. For freight or passage, apply to
C. BREWER & CO.



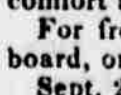
Oct. 5.

For Boston.

THE American ship CONGAREE, C. WESTON, master, will sail soon for the above port. For passage only, apply to
C. BREWER & CO.

For Boston.

THE coppered and copper-fastened Brig GLOBE, I. S. DOANE, master, having one third of her cargo on board, will meet with despatch. She has superior accommodations for cabin passengers, with a separate cabin for ladies, which for comfort and convenience are not to be surpassed. For freight or passage, apply to the master, on board, or to
LADD & CO.



Sept. 21.

For Sale.

THE two-story Stone Dwelling HOUSE, with SHOP adjoining, pleasantly situated, opposite the Mansion House, and now occupied by the subscriber. For terms, apply to
Honolulu, July 27. ELI JONES.

Administrator's Notice.

ALL persons indebted to or having claims against the Estate of JOSEPH BEDFORD, deceased, will call on the undersigned for settlement, on or before the 10th of October next.
Sept. 28. (2w) ROBERT BOYD, Adm'r.

Notice

IS hereby given to all persons wanting employment, that the Treasury Board will negotiate for gathering Salt at the Lake in Moanalua, on Shares. The Lake is now full of salt, and it is only to be gathered and taken to the beach. Apply to
JNO. R. von PFISTER.
Treasury Office, Aug. 29, 1844.

Chronometer.

A GOOD Chronometer for sale, apply to C. BREWER & CO. Aug. 16.

Columbia River Salmon, Flour, &c.

JUST RECEIVED by E. & H. GRIMES, and now landing from brig "Chenamus," the following articles, which are offered for sale on the most reasonable terms:—

183 bbls. Columbia River Salmon; 11 bbls. new Flour; 56 M. Shingles; 8000 M. N. W. Pine; 2 bbls. Peas; 1 bbl. H. Nuts; 1 bbl. Butter.
Aug. 31.

New Goods.

JUST RECEIVED per English Brig Laura Ann, Thomas, master, from Valparaiso, and for sale by C. BREWER & CO., the following articles, viz:

13 cases Prints—new styles—assorted: 3 do. Indians: 1 case Broadcloth: 2 cases blue Drills: 58 boxes Claret Wine: 20 bales 3-4 brown Cottons: 2 hhds. Hams: 34 jars Linseed Oil: 5000 lbs. bar Iron: 93 bags Flour—superfine: 1 bale Bunting—assorted colors: 15 doz. Chest Locks: 10 boxes Loaf Sugar: 1250 lbs. White Lead: 1100 feet window Glass: 20 kegs Sherry Wine, first quality: 7 bbls. do.
June 15

For Sale.

GEORGE PELLY & GEORGE T. ALLAN have received per the barque "Brothers," just arrived from the Columbia River, and offer for sale,—107,000 feet of superior Lumber, of different dimensions, from 1 inch to 5 inches, and assorted lengths, from 9 feet to 30 feet: 300 bbls. super extra Flour—just ground: 300 do. of the highly prized Columbia River Salmon; 10 rolls Sh't Lead. (a31)

Oars.

6000 FEET Whaler's Oars, for sale by C. BREWER & CO. Aug. 17.

For Sale.

ONE ROLL painted canvass Carpeting, containing 175 square yards. Apply to
July 20. C. BREWER & CO.

American Beef and Pork.

75 BBLs. Mess Beef; 30 do. Pork; for sale by C. BREWER & CO. Jly 20

Arrow Root.

30,000 LBS. superior Arrow Root, for sale by
July 20. C. BREWER & CO.

For Sale

BY E. & H. GRIMES, the following articles, viz:—34 door frames, 50 bbls. Corn, 10 doz. fancy Shirts, 10 do. H. stripe do, 600 ft. Oak Boards, 2000 do Plank, 40 rms. Foolscap Paper (assorted colors), 72 reams hot pressed Letter Paper, 32 reams Printing Paper, 50 Blank Books, 5 bbls. Spirits Turpentine, 69 bbls. Molasses, 61 do. Maui Syrup, 100 rolls China Matting, 3 bales brown cotton, 4 bales English Long Cloth, 8 cases Prints (ass'd), 35 monkey Jackets, 19 moleskin do, 20 prs thick Trousers, 10 ps. Imitation Russia Sheetting, 4 Dining Sets, 300 blank sets of Exchange. ag 31

Per brig Delaware.

JUST received, per brig Delaware, from Valparaiso, T. red and fancy Prints, Saddies, boiled Linseed Oil, in zinc jars, Scotch Plaid Hdks, 72 doz. Ale,—for sale by
Sept. 7. E. & H. GRIMES.

New Goods.

RECEIVED, and for sale by E. & H. GRIMES, the following goods, viz:—4 cases fine calf Boots: 5 do. pegged do.: 19 bbls. Pine Apple: 32 cases Cordials: 54 jars Preserved Ginger: 11,000 lbs. Bread: 60 gro. clay Pipes: 47 doz. Batson's Brown Stout: 20 prs. Ox Bows: 1 bale Saraparilla: 10 cane seat Settees: 4 doz. do. do. Chairs: 6 China Tea Sets: 2 prs. Green Shades: 3 prs. Glass Candlesticks, with cut shades: 2000 Scotch plaid Hdks: 20 lbs. assorted Sewing Silk: 300 lbs. brown, black, and white Linen Thread: 50 bbl. Oil Casks: 50 bbl. clean do.: 200 ps. black Hat Ribbon: 6 ps. black Crapes: 4 do. buff do. July 6.

CANTON HOTEL.

THE undersigned having taken the premises formerly known as the "Warren Hotel," begs to assure the public that he has spared no expense in fitting up the same for the comfort and convenience of residents and visitors, and solicits a share of the public patronage.

BILLIARD ROOM and newly fitted BOWLING ALLEYS attached to the premises.

The services of superior Chinese Cooks and Waiters have been secured.

Residents may have their meals sent to their homes, or pic-nic parties provided for at the shortest notice.

BREAD and PASTRY made at the establishment, constantly on hand, and will be supplied in any required quantity
Aug 24. HUNGWA.

Auctions.

THE SUBSCRIBER having taken out an AUCTIONEER'S LICENSE, for the year ending June 30th, 1845, tenders his services to his friends and the public. He has the advantage of a number of years experience, and a good central stand for the business.

The subscriber begs to assure those who may favor him with their patronage, that no exertion will be spared to give the fullest satisfaction to all parties.

The following are his terms for effecting Auction Sales, viz:—

1st. When accounts are kept, bills made out, and goods delivered by the owner or consignee—2 1-2 per cent.

2d. When accounts are kept, bills made out, and goods delivered by the Auctioneer—on sales amounting to more than \$1000, 3 per cent.—and on sales amounting to less than \$1000, 5 per cent.

WILLIAM PATY, Auctioneer.

Honolulu, Aug. 24, 1844.

For Sale.

20 BBLs. Tar, 1500 feet Oars, Solar Lamp Wicks, 30 tins hard Crackers, 10 bbls. Peas, 7 hanging Lamps, 4 Astral do., 5 doz. Ink Stands, 5 doz. cane Chairs, 1-2 doz. do. rocking do.
Sept. 7. E & H GRIMES

Charlton's Trial.

JUST PUBLISHED, and for sale at this Office, a Report of the case of GEORGE PELLY vs. RICHARD CHARLTON—tried before His Excellency M. Kekuanao'a—June 18 and 19, 1844.—Single copies, 25 cents. Jy 27

For Sale.

BY E. & H. GRIMES—100 bbls. Syrup, 3 tons Manila Coffee, 15 coils Manila Rope, 20 do. do. Whale Line, 100 bbls. Beef and Pork, 100 bbls. Beans and Peas, 3000 lbs. dried Peaches, 50 bbls. whale Oil, 500 Casks, 13 Try Pots, 500 feet boat Boards, 30 whale Irons, 6 bags black Pepper, 6 doz. duck Frocks, 6 do. do. Jackets, 10 do. do. Trousers, 60 boxes Tea, (60 lbs. each.) s28

E. H. BOARDMAN,

WATCH-MAKER & JEWELLER,

HAS for sale, an assortment of Jewelry, Clocks, &c. Chronometers cleaned, repaired, and accurate rates given.
Honolulu, May 22. tf

RICHARD FORD,

CONVEYANCER and ATTORNEY

IN HIS MAJESTY'S COURTS OF LAW. (s14 tf)

ALBERT E. WILSON,

GENERAL COMMISSION MERCHANT,

ASTORIA,

MOUTH OF COLUMBIA RIVER,

OREGON.

Offers his services for the sale of Merchandise, and purchase of the Produce of the country.

Refer to—Messrs. C. BREWER & CO.

(ag31 tf)

JOHN BALLOU,

C. H. NICHOLSON, Tailors.

SHOP OVER THE STORE OF MR. E. C. WEBSTER.
Honolulu, June 15. tf

THOMAS O. LARKIN,

MONTEREY, CALIFORNIA.

DEALER IN FOREIGN MERCHANDISE AND CALIFORNIA PRODUCE.

WHALE-SHIPS supplied with PROVISIONS on the most reasonable terms of the country, for Bills on the United States, when the captain may not have such goods as the government will permit him to sell.

The Commerce of California is increasing; the Farmers preparing to furnish Provisions in more abundance; the Port Charges on a whale-ship but Four Dollars; Wood and Water can be obtained with more ease than in former years, as wells are being built near the beach to conduct the water to the boats. The climate is one of the best known, it being very uncommon for a ship to go to sea with sick men. Ships can be recruited, and provisions taken on board, in twelve or fifteen days—according to the season; and Letters are often sent to the United States in sixty to sixty-five days, via Mazatlan and Vera Cruz. s21

New Goods.

FOR SALE by E. & H. GRIMES,—on reasonable terms,—the following goods, viz:—

4 cases white Mosquito Netting, (China); 1 case blue do. do. do.: 3 cases black Silk Hdks.; 2 cases China Shoes (ass'd); 5 cases blue Cotton; 1 case Beeswax; 4 nests Camphor Chests; 2,000 lbs. Navy Bread (1st quality); 30 bbls. whale Oil; 5 iron Try Pots; 26 boxes manufactured Tobacco (16 hands to the pound); 5 tons Hoop Iron; 40 tons brown Sugar (first quality); 50 cords Fire-Wood; 1 case Rope; 5 coils Whale Line; 50 Oars; 10 bbls. Genesee Flour; 3 bbls. powdered Sugar; 3 pipes French Claret (first quality); 48 sets Ivory Knives and Forks (balance handles.) Aug. 10.